

09/937905

JCP Reg'd PCT/PTO 01 OCT 2001

PATENT
0230-0169P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: SHA, Shiken et al. Conf.:

Appl. No.: New Group:

Filed: October 1, 2001 Examiner:

For: NOVEL PROTEINS, GENE ENCODING THE SAME
AND METHOD OF UTILIZATION THEREOF

INFORMATION DISCLOSURE STATEMENT
(SUBMISSION CONCURRENT WITH THE
FILING OF A NEW PATENT APPLICATION)

Assistant Commissioner for Patents
Washington, DC 20231

October 1, 2001

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on PTO-1449, attached hereto.

II. COPIES

- Submitted herewith is a legible copy of (i) each U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
- This application is a National Phase of a PCT application. Some or all of the documents listed on the PTO-1449 are not enclosed because they were cited in the International Search Report and copies should be forwarded from the International Search Authority. If copies are needed, please contact the undersigned.

III. CONCISE EXPLANATION OF THE RELEVANCE
(check at least one box)

a. **DOCUMENTS IN THE ENGLISH LANGUAGE**

The attached patents, publications, or other information in the English language do not require a statement of relevancy.

b. **DOCUMENTS NOT IN THE ENGLISH LANGUAGE**

A concise explanation of the relevance of all patents, publications, or other information listed that is not in the English language is as follows:

c. **ENGLISH LANGUAGE SEARCH REPORT**

An English language version of the search report or action that indicates the degree of relevance found by the foreign office is attached, thereby satisfying the requirement for a concise explanation. See MPEP 609(A) (3).

d. **OTHER**

The following additional information is provided for the Examiner's consideration.

Docket No. 0230-0169P

FEES

This Information Disclosure Statement is being filed concurrently with the filing of a new patent application; therefore, no fee is required.

If The Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule and charge the appropriate fee to Deposit Account No. 02-2448.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By my/Neill #36,623
Gerald M. Murphy, Jr., #28,977

GMM/cqc
0230-0169P

Enclosures: Form PTO-1449(s)
 Documents
 Foreign Search Report
 Fee
 Other: International Search Report

(Rev. 01/22/01)

INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)		ATTY DOCKET NO. 0230-0169P		APPLICATION NO. New 09/1937905		
		APPLICANT SHA, Shiken et al.		FILING DATE October 1, 2001		GROUP
U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION
						YES
	A2-892050	1999-01-20	EP			
	A11-106400	1999-04-20	JP			
OTHER DOCUMENTS (Include Name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.)						
	Nishi et al., Proceeding of Biotechnology Symposium, Vol. 15, pp. 159-164 (1997)					
	Aoki et al., Cytokine, Vol. 10, No. 8, pp. 596-602 (1998)					
	Nishi et al., Proceedings of Biotechnology Symposium, Vol. 16, pp. 161-166 (1998)					
EXAMINER		DATE CONSIDERED				
EXAMINER: Initial if citation considered, whether or not citation is in conformance with M.P.B.P. 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.						